

**IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND  
Northern Division**

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JEFFREY F. and DONNA LAWRENCE :

Plaintiffs, :

v. :

THE "IMAGINE...!" YACHT, LLC, et al. :

Defendants. :

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C.A. NO. MJG02-CV-3224

THE "IMAGINE...!" YACHT , LLC, et al. :

Third Party Plaintiffs, :

v. :

SHER & BLACKWELL, LLP :

Third Party Defendants. :

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**THIRD PARTY DEFENDANT SHER & BLACKWELL, LLP'S ANSWER TO THIRD  
PARTY COMPLAINT OF LATITUDE 38, LLC**

Third Party Defendant Sher & Blackwell, LLP, by counsel, Mesirow & Stravitz, PLLC in answer to Latitude 38, LLC's Third Party Complaint ("Third Party Complaint"), states as follows:

1. The allegations in paragraph 1 of the Third Party Complaint are conclusions of law and need not be answered.

2. The allegation in paragraph 2 of the Third Party Complaint is a conclusion of law and need not be answered.

3. Third Party Defendant Sher & Blackwell, LLP is without knowledge sufficient to form a belief as to the truth of the allegations contained in paragraph 3 of the Third Party Complaint.

4. Third Party Defendant Sher & Blackwell, LLP admits the allegations contained in paragraph 4 of the Third Party Complaint.

5. No response required.

6. Third Party Defendant Sher & Blackwell, LLP admits that it signed a Charter Agreement for the voyage in question, but denies the remainder of the allegation contained in paragraph 6 of the Third Party Complaint.

7. Third Party Defendant Sher & Blackwell, LLP denies the allegations contained in paragraph 7 of the Third Party Complaint.

8. Third Party Defendant Sher & Blackwell, LLP denies the allegations contained in paragraph 8 of the Third Party Complaint.

9. All allegations contained in the Third Party Complaint not specifically admitted are hereby denied.

#### AFFIRMATIVE DEFENSES

10. The Third Party Complaint fails to state a claim upon which relief can be granted.

11. The Plaintiffs' injuries were caused by the acts and/or omissions of Latitude 38, LLC, The "Imagine...!" Yacht, LLC, and/or Annapolis Bay Charters, LLC.

12. Third Party Defendant Sher & Blackwell, LLP is not liable due to intervening and/or superceding causes.

WHEREFORE Third Party Defendant Sher & Blackwell, LLP prays that this Honorable Court dismiss the Third Party Complaint with prejudice and award Third Party Defendant Sher

& Blackwell, LLP its attorney's fees in defending this action, its costs, and such other relief as is just.

Respectfully submitted,

MESIROW & STRAVITZ, PLLC

By: /s/  
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Counsel for Third Party Defendant Sher &  
Blackwell, LLP

**CERTIFICATE OF GOOD STANDING**

I hereby certify that I am a member in good standing of the Maryland State Bar and that I am admitted to practice law in the State of Maryland and before this Honorable Court.

/s/  
Eric N. Stravitz

**CERTIFICATE OF SERVICE**

I hereby certify that on this 2<sup>nd</sup> day of May, 2003, a copy of the foregoing Third Party Defendant Sher & Blackwell, LLP's Answer to Latitude 38, LLC's Third Party Complaint was transmitted via electronic case filing only to:

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/s/ \_\_\_\_\_  
Eric N. Stravitz